

<sup>1</sup> Plaintiff also requests that the Court waive the fee to re-file this matter in the event that the government reasserts the CICA stay override at issue in this matter and plaintiff brings another action in this Court to challenge the override. Plaintiff's request has not been properly made under the Rules of the United States Court of Federal Claims. Rule 77.1(c) of the United States Court of Federal Claims.

3. **DENIES** plaintiff's motion for a preliminary injunction;
4. **DENIES** as moot plaintiff's motion for the Court to retain jurisdiction; and
5. **DISMISSES** this matter without prejudice.

The Clerk's Office is directed to enter judgment accordingly.

Each party to bear its own costs.

**IT IS SO ORDERED.**

s/ Lydia Kay Griggsby  
LYDIA KAY GRIGGSBY  
Judge